

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

STEPHEN KERSHNAR,

Plaintiff,

v.

STEPHEN H. KOLISON, JR, *et al.*,

Defendants.

Case No.: 1:23-cv-00525-LJV

PLAINTIFF'S SECOND AMENDED EXHIBIT LIST

Adam B. Steinbaugh*
CA Bar No. 304829
FOUNDATION FOR INDIVIDUAL
RIGHTS & EXPRESSION
510 Walnut St.; Ste. 1250
Philadelphia, PA 19106
Tel: (215) 717-3473
Fax: (267) 573-3073
Email: adam@thefire.org

Barry N. Covert, Esq.
LIPSITZ GREEN SCIME CAMBRIA LLP
42 Delaware Ave.; Ste. 120
Buffalo, NY 14202
Tel: (716) 849-1333
Email: bcovert@lglaw.com

Robert Corn-Revere*
D.C. Bar No. 375415
Joshua T. Bleisch*
IN Bar No. 35859-53
FOUNDATION FOR INDIVIDUAL
RIGHTS & EXPRESSION
700 Pennsylvania Avenue SE; Ste. 340
Washington, DC 20003
Tel: (215) 717-3473
Fax: (267) 573-3073
Email: bob.corn-revere@thefire.org
Email: josh.bleisch@thefire.org

* Admitted *pro hac vice*

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

AMENDED EXHIBIT LIST

Case No.: 23-cv-525

Date: September 13, 2023

(X) Plaintiff

() Defendants

Exhibit No.	Description	Marked for Identification	In Evidence
1	Professor Kershner's biography as published on SUNY Fredonia's website		
2	Screenshot of February 1, 2022 Twitter thread by user @LibsofTikTok		
3	President Kolison's February 1, 2022 statement, as published on the SUNY Fredonia Twitter account		
4	President Kolison's February 3, 2022 statement, as published on the SUNY Fredonia Twitter account		
5	Email from Dispatcher Alexandra Best-Kelm to SUNY Fredonia Police Chief Brent Isaacson sent on February 1, 2022		
6	Email from SUNY Fredonia Police Chief Brent Isaacson sent on February 2, 2022		
7	Undated email sent by Police Chief Isaacson		
8	Email from SUNY Fredonia Interim Chief Information Officer Benjamin Hartung sent on February 3, 2022		
9	Undated email sent by Police Chief Isaacson		
10	January 8, 2023 FOIL request to the New York State Police		
11	January 9, 2023 FOIL response from the New York State Police		
12	January 8, 2023 FOIL request to the Fredonia Village Police Department		

	and the Department's January 9, 2023 response		
13	April 14, 2023 FOIL request to the Chautauqua County Sheriff Records Division		
14	June 6, 2023 SUNY Fredonia police blotter list of incidents after November 7, 2021		
15	May 12, 2023 Google Trends search results for the terms "kershnar" and "SUNY fredonia" and showing "their interest over time" between October 1, 2021, and May 7, 2023.		
16	"Display Course Search Results" list of available Philosophy classes for the Fall 2023 semester, as it appeared on June 12, 2023		
17	Stephen Kershnar email to Brent Isaacson, Feb. 1, 2022		
18	Maria Carroll letter to Stephen Kershnar, Feb. 3, 2022		
19	Maria Carroll email to Stephen Kershnar, Feb. 3, 2022		
20	David Starrett letter to Stephen Kershnar, Aug. 24, 2022		
21	David Starrett letter to Stephen Kershnar, Sept. 9, 2022		
22	David Starrett letter to Stephen Kershnar, Nov. 1, 2022		
23	FBI Agent Chad Artrip email to Stephen Kershnar, Jan. 5, 2023		
24	Email from David Rankin, April 3, 2023		
25	February 3, 2022 FOIL Request		
26	April 26, 2023 FOIL Request		
27	April 25, 2023 FOIL Request		

28	Sample documents from March 2022 FOIL production [ECF No. 27-7]		
29	Email from Amy Beers to Adam Steinbaugh, Apr. 4, 2022		
30	Email from Amy Beers to Adam Steinbaugh, June 2, 2022		
31	Letter from Adam Steinbaugh to Aaron Gladd, Aug. 19, 2022		
32	Letter from Aaron Gladd to Adam Steinbaugh, Sept. 6, 2022		
33	Amy Beers email to Stephen Kershner, Nov. 16, 2022		
34	Email from Samantha Gleason to Adam Steinbaugh, April 27, 2023		
35	Email from Amy Beers to Adam Steinbaugh, June 2, 2023 [P0000828]		
36	Letter from “FOIL Appeals Office” to Adam Steinbaugh, July 12, 2023		
37	Michelle A. Cubellis, et al., Sex Offender Stigma: An Exploration of Vigilantism against Sex Offenders		
38	Jan. 31, 2017 Statement by American Association of University Professors: Targeted Online Harassment of Faculty		
39	Statement by American Association of University Professors: Taking a Stand Against Harassment, Part of the Broader Threat to Higher Education, September 17, 2021		
40	Hans-Joerg Tiede, et al., Data Snapshot: Whom Does Campus Reform Target and What Are the Effects?		
41	Patrick Lakamp, <i>SUNY Fredonia professor who appeared to condone</i>		

	<i>pedophilia wants back on campus</i> , Buffalo News, June 15, 2023		
42	Brent Isaacson email re: police report, Feb. 1, 2022		
43	Brent Isaacson email to Stephen Kershner, Feb. 2, 2022, 9:55 p.m.		
44	Brent Isaacson and Stephen Kershner emails, Jan. 4, 2023		
45	Kendall Brooks Facebook post, Feb. 3, 2022		
46	University at Buffalo, May 2023 Romanell Center Bioethics Workshop		
47	Screenshot of SUNY Fredonia Twitter account		
48	SUNY Fredonia Campus Safety Committee		
49	SUNY Fredonia, <i>Door security enhancements increase campus-wide safety</i> , Apr. 6, 2023		
50	SUNY Fredonia Emergency Operations Plan, June 20, 2016		
51	SUNY Fredonia Domestic Violence in the Workplace Policy		
52	SUNY Fredonia Keys and Campus Access Control Policy		
53	SUNY Fredonia Workplace Violence Prevention Policy and Program		
54	SUNY Fredonia, Security in Residence Halls		
55	SUNY Fredonia, Smart Classrooms in Kasling Hall and Grissom Hall		
56	SUNY Gender-Based Violence and the Workplace Policy		
57	Tony Olivo Bio		
58	John K. Wilson Résumé		
59	Corporate Screening & Investigative Group, LLC: Sample Costs for Campus Security Components		
60	Declaration of Brent S. Isaacson with Exhibits A-F (ECF No. 13-3)		

61	A1C Partners, LLC, Open Source Intelligence (OSINT) Product, Sept. 20, 2022 [NYAG_PI_0001802–1817]		
62	Emails between Maria Carroll and Brent Isaacson, Aug. 31, 2022 [NYAG_PI_0001231]		
63	Fredonia Leader, May 3, 2023: The threats made on Thompson Hall: One semester later; Fredonia's response plan to an active shooter situation; The social psychology of violent offenders: What do students need to know?; Combatting lack of student trust in safety through education; Fredonia upgrades security by installing door locks [P0001724 - P0001730]		
64	Isaacson Memo., March 25, 2022 [NYAG_PI_0002161]		
65	Michael Metzger email re: door and Isaacson email re: panic button [NYAG_PI_0001335, 1348–49]		
66	NYAG_PI_0000304.WAV		
67	Email from Isaacson, Feb. 4, 2022 1:21 p.m. [NYAG_PI_0001357]		
68	Tracy Stenger email re: protest, Feb. 3, 2022 [NYAG_PI_0001454]		
69	Anya Kamenetz, <i>Professors Are Targets In Online Culture Wars; Some Fight Back</i> , NPR, April 4, 2018 [P0001549–1557]		
70	Press Release, FBI Releases Supplemental 2021 Hate Crime Statistics, March 13, 2023		
71	Charles Holder email, July 11, 2023 12:22 PM [NYAG_PI_0003823–3825]		
72	NYAG_PI_0000305.WAV		
73	Email from Isaacson to Kolison, et al., Feb. 3, 2022 8:34 AM [NYAG_PI_0001520–1521]		
74	Email from Adam Steinbaugh to Christopher Boyd, et al., Sept. 13, 2023		
75	Conor Friedersdorf, <i>Stripping a Professor of Tenure Over a Blog Post</i> ,		

	The Atlantic, Feb. 9, 2015 [P0000001–20]		
76	Vimal Patel, <i>At UChicago, a Debate Over Free Speech and Cyberbullying</i> , N.Y. Times, July 3, 2023 [P0000830–835]		
77	James T. Mulder, <i>Syracuse University professor receives violent threats over controversial 9/11 comments</i> , Syracuse.com, Sept. 13, 2021 [P0001690–1691]		
78	Steve Kolowich, <i>Tough Talk</i> , Chron. of Higher Educ., July 26, 2017 [P0001695]		
79	David Palumbo-Liu, <i>From the Community Why I voted against a Committee on Academic Freedom</i> , Stanford Daily, Feb. 14, 2023 [P0001680–1683]		
80	Michael E. Mann, <i>I’m a scientist who has gotten death threats. I fear what may happen under Trump</i> , Wash. Post, Dec. 16, 2016 [P0001584–1591]		
81	Craig Miller, <i>Climate Scientist Won’t Back Down Despite Threats, Harassment</i> , KQED, May 7, 2018 [P0001577–1583]		
82	Bryan Schatz, <i>Michael Mann Fought Climate Denial. Now He’s Fighting Climate Doom</i> , June 11, 2020 [P0001569–1576]		
83	Penn class list [P0001723]		
84	RAVE Guardian App [P0001493–1496]		
85	Letter from Barry Covert to Alyssa Pantzer, et al., Sept. 12, 2023		
86	Campus Security and Fire Safety Report: 2021 Report [P0001437–1475]		
87	Security Camera Policy [P0001072]		
88	Fredonia Leader, Feb. 9, 2022, Important updates: Kershner situation [P0002089–2091]		

89	Feb. 2, 2022 email from Isaacson to Maria Carroll re: Physical security re: Kershner matter [NYAG_PI_0001589]		
90	Feb. 5, 2022 email from Isaacson re: records retention [NYAG_PI_0001343]		
91	A1C Services Proposal, Aug. 31, 2022 [NYAG_PI_0002046–2049]		
92	Witness Summary for John K. Wilson, Ph.D.		
93	Witness Summary for J.A. “Tony” Olivo		
94	Email from Isaacson to Husul, et al., Feb. 3, 2022 re: protest [NYAG_PI_0002024–2026]		
95	A1C Website, Leadership		
96	Feb. 2, 2022 email from Metzger to Isaacson re: Kershner conversation this morning [NYAG_PI_0001525–1526]		
97	New York State Division of Criminal Justice Services, Frequently Asked Questions Regarding Recent Changes to New York State Firearms Laws		

Dated: September 14, 2023

Barry N. Covert, Esq.
LIPSITZ GREEN SCIME
CAMBRIA LLP
42 Delaware Ave.; Ste. 120
Buffalo, NY 14202
Phone: (716) 849-1333
Email: bcovert@lglaw.com

Respectfully submitted,

/s/ Adam B. Steinbaugh
Adam B. Steinbaugh*
CA Bar No. 304829
FOUNDATION FOR INDIVIDUAL
RIGHTS & EXPRESSION
510 Walnut St.; Ste. 1250
Philadelphia, PA 19106
Tel: (215) 717-3473
Email: adam@thefire.org

Robert Corn-Revere*
D.C. Bar No. 375415
Joshua T. Bleisch*
IN Bar No. 35859-53
FOUNDATION FOR INDIVIDUAL
RIGHTS & EXPRESSION

700 Pennsylvania Ave. SE; Ste. 340
Washington, DC 20003
Tel: (215) 717-3473
Email: bob.corn-revere@thefire.org
Email: josh.bleisch@thefire.org

* Admitted *pro hac vice*.

Counsel for Plaintiff